

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301  
Indianapolis, IN 46204  
(317) 233-0696  
<http://www.in.gov/legislative>

**FISCAL IMPACT STATEMENT**

**LS 6731**

**BILL NUMBER:** HB 1193

**NOTE PREPARED:** Jan 6, 2010

**BILL AMENDED:**

**SUBJECT:** Juvenile, Education, and Law Enforcement Matters.

**FIRST AUTHOR:** Rep. Lawson L

**FIRST SPONSOR:**

**BILL STATUS:** As Introduced

**FUNDS AFFECTED:** X **GENERAL**  
**DEDICATED**  
**FEDERAL**

**IMPACT:** State & Local

**Summary of Legislation:** *Work Group:* This bill creates the Law Enforcement, School Policing, and Youth Work Group (Work Group) to be staffed and administered by the Criminal Justice Institute. It requires the Work Group to study and make specific recommendations concerning law enforcement, school policing, and youth.

*Law Enforcement Training Board:* The bill requires the Law Enforcement Training Board (Board) to include minimum basic training on interacting with juveniles. It provides that a security guard employed by a school corporation may not carry a firearm on school corporation property unless the security guard has received specific training. The bill also requires the Board to offer certain training for security guards employed by school corporations.

The bill also requires certain law enforcement officers to receive continuing education concerning interacting with juveniles and de-escalation techniques appropriate for youth.

*Department of Education:* The bill requires each school corporation to annually submit a report to the Department of Education (DOE) concerning: (1) student arrests; (2) the use of school corporation police departments and security guards; and (3) whether the school corporation has an agreement with a law enforcement agency concerning arresting students on school corporation property. It requires the Department of Education to summarize the school corporations' reports and to submit the summary to the Legislative Council and the Education Roundtable. The bill also requires the Department of Education to post the reports on its web site.

**Effective Date:** July 1, 2010.

**Explanation of State Expenditures:** *Law Enforcement, School Policing, and Youth Work Group:* The bill creates the 36-member Work Group that is to meet monthly at the call of the chairperson. Of the 36 members, 32 are voting members with 4 nonvoting legislative members. Some of the Work Group's duties include the following:

1. Study and recommend training curricula concerning law enforcement officers interactions with juveniles.
2. Study and make recommendations concerning methods by which law enforcement agencies may improve interactions with juveniles.
3. Study and recommend methods by which law enforcement agencies and schools may collaborate on reducing juvenile involvement in the juvenile justice system.
4. Study and recommend pilot programs for schools and law enforcement agencies to reduce juvenile involvement in the juvenile justice system based on best practices.
5. Study and recommend guidelines for school districts to adopt to reduce juvenile involvement in the juvenile justice system.
6. Study and recommend whether law enforcement agencies should employ juvenile justice specialists.
7. Study and develop educational curricula for students regarding juvenile justice.
8. Study and recommend training curricula for school employees concerning juvenile justice.
9. Study and recommend the use of school security guards and if additional training is needed.
10. Study the use of zero tolerance policies by schools and the impact on the juvenile justice system.

Non-state employees are not entitled to per diem nor traveling expenses, and state employee do not receive per diem but do get traveling expenses. The cost of the monthly meetings would be minimal. The Work Group is to submit annual reports to the Legislative Council, Governor, DOE, the Indiana Law Enforcement Academy, Commission on Courts, Education Roundtable, and the Chief Justice of the Supreme Court. The Work Group expires June 30, 2015. The Work Group is to be staffed by the Indiana Criminal Justice Institute.

*Law Enforcement Training Board:* The bill requires the Board to include minimum basic training on interacting with juveniles. It also requires school security guards or special deputies who carry a gun to have completed a pre-basic training course and complete training on interacting with juveniles. In addition, the Board is to provide to each law enforcement officer continuing education of two hours of instruction regarding how to interact with juveniles and de-escalation techniques. The impact would depend on how much the Board would have to modify the current courses to include the required topics. The impact is probably minor.

*Department of Education:* The bill requires schools to report to the Department the following:

1. The number of arrests of students on school property.
2. The offenses for which students were arrested on school property.
3. The number of contacts with law enforcement personnel by school personnel that resulted in arrests of students not on school property.
4. Statistics concerning the age, race, and gender of students arrested on school property categorized by offense.
5. Whether the school has a police department, and if it does, the number of officers employed and the training they must complete.
6. If the school employs private security guards, a detailed explanation of the use of the security guards.
7. If the school has an agreement with a local law enforcement agency, a detailed explanation of the use of the law enforcement agency.

The impact of reporting to the state and posting the report on DOE's website could probably be done with the existing resources of the DOE and local schools.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** See also *Explanation of State Expenditures*.

**Explanation of Local Revenues:**

**State Agencies Affected:** Criminal Justice Institute, Law Enforcement Academy, DOE, Public Defender Council, Judicial Center, Prosecuting Attorney's Council.

**Local Agencies Affected:** Schools, cities, and counties.

**Information Sources:**

**Fiscal Analyst:** Chuck Mayfield, 317-232-4825